

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION
MDL No. 3076
Case No. 1:23-md-03076-KMM**

IN RE:

FTX Cryptocurrency Exchange Collapse Litigation

This Document Relates To:

Garrison v. Bankman-Fried,
Case No. 22-cv-23753-MOORE/OTAZO-REYES

**SPORTS & ENTERTAINER DEFENDANTS' NOTICE OF JOINDER IN
THE INVESTOR DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION TO
APPOINT SPECIAL MASTER**

Sports & Entertainer Defendants Thomas Brady, Gisele Bündchen, Stephen Curry, Lawrence David, Golden State Warriors, LLC, Udonis Haslem, Shohei Ohtani, Kevin O'Leary, Shaquille O'Neal, David Ortiz, Naomi Osaka, and Solomid Corporation d/b/a Team Solomid, TSM and/or TSM FTX hereby give notice of their joinder in the Investor Defendants' opposition (ECF 180) to Plaintiffs' Motion to Appoint Judge Michael A. Hanzman as the FTX Special Master (the "Motion") (ECF 145).

The S&E Defendants adopt and incorporate the Investor Defendants' opposition in full as if fully set forth herein with respect to the S&E Defendants. In addition to the reasons provided in the Investor Defendants' opposition, the S&E Defendants believe that the Motion should be denied for the additional reason that Plaintiffs have represented to Defendants and the Court that certain Defendants are in or have scheduled mediation with Judge Hanzman. According to Plaintiffs, "in-person mediations are scheduled before [Judge Hanzman] during the last week of this month." ECF 177. The roles played by a special master and mediator, respectively, are quite different, and

the S&E Defendants believe that Plaintiffs should not be permitted to unilaterally make this decision for all Defendants. Potential issues raised by vesting both roles in one person have already arisen, as Plaintiffs have refused to disclose which Defendants are purportedly in mediation with Judge Hanzman, and Plaintiffs have not disclosed any of the *ex parte* communications that have been exchanged with Judge Hanzman. What is more, Plaintiffs' counsel inappropriately copied Judge Hanzman on email correspondence to all Defendants (an email group with hundreds of recipients), resulting in the subsequent inadvertent and unwitting inclusion of Judge Hanzman on emails between Defendants and Plaintiffs concerning his potential appointment as special master.

The Court should deny the Motion in full for all the reasons set forth in the Investor Defendants' opposition and herein.

Dated: August 11, 2023

Respectfully submitted,

COLSON, HICKS, EIDSON, P.A.

255 Alhambra Circle, Penthouse
Coral Gables, Florida 33134
(305) 476-7400

By: /s/ Roberto Martinez
Roberto Martínez
Florida Bar No. 305596
bob@colson.com
Stephanie A. Casey
Florida Bar No. 97483
scasey@colson.com
Zachary Lipshultz
Florida Bar No. 123594
zach@colson.com

Attorneys for Defendants Thomas Brady, Gisele Bündchen, Lawrence David, Shaquille O'Neal, Golden State Warriors, LLC and Naomi Osaka

LATHAM & WATKINS LLP

Andrew B. Clubok (*pro hac vice*)
andrew.clubok@lw.com
Susan E. Engel (*pro hac vice*)
susan.engel@lw.com
Brittany M.J. Record (*pro hac vice*)
brittany.record@lw.com
555 Eleventh Street, N.W., Suite 1000
Washington, D.C. 20004-1304
Tel: +1.202.637.2200
Fax: +1.202.637.2201

LATHAM & WATKINS LLP

Marvin S. Putnam (*pro hac vice*)
marvin.putnam@lw.com
Jessica Stebbins Bina (*pro hac vice*)
jessica.stebbinsbina@lw.com
Elizabeth A. Greenman (*pro hac vice*)
elizabeth.greenman@lw.com
10250 Constellation Blvd., Suite 1100
Los Angeles, California 90067
Tel: +1.424.653.5500
Fax: +1.424.653.5501

LATHAM & WATKINS LLP

Michele D. Johnson (*pro hac vice*)
michele.johnson@lw.com
650 Town Center Drive, 20th Floor
Costa Mesa, California 92626-1925
Tel: +1.714.540.1235
Fax: +1.714.755.8290

Attorneys for Defendants Thomas Brady, Gisele

Bündchen, Lawrence David, and Shaquille O'Neal

GIBSON, DUNN & CRUTCHER LLP

Matthew S. Kahn (*pro hac vice*)
MKahn@gibsondunn.com
Michael J. Kahn (*pro hac vice*)
MJKahn@gibsondunn.com
555 Mission Street, Suite 3000
San Francisco, CA 94105-0921
Phone: 415.393.8379

Michael Dore (*pro hac vice*)
MDore@gibsondunn.com
Jamila MacEbong (*pro hac vice*)
JMacEbong@gibsondunn.com
333 South Grand Avenue
Suite 4600
Los Angeles, CA 90071-3197
Phone: 213.229.7155

*Attorneys for Defendants Golden State Warriors,
LLC and Naomi Osaka*

AKERMAN LLP

350 East Las Olas Boulevard – Suite 1600
Ft. Lauderdale, FL 33301
Tel.: 954-463-2700
Fax: 954-468-2454

By: /s/ Christopher S. Carver
Christopher S. Carver, Esq.
Florida Bar No. 993580
christopher.carver@akerman.com
Jason S. Oletsky, Esq.
Florida Bar No. 9301
jason.oletsky@akerman.com
Katherine A Johnson, Esq.
Florida Bar No. 1040357
katie.johnson@akerman.com

*Attorneys for Defendants Udonis Haslem and
David Ortiz*

WEIL, GOTSHAL & MANGES LLP

By: /s/ Edward Soto
Edward Soto (FBN 0265144)
edward.soto@weil.com
1395 Brickell Avenue, Suite 1200
Miami, FL 33131-3368
Tel.: (305)-577-3100

Attorney for Defendant Shohei Ohtani

McDERMOTT WILL & EMERY LLP

333 SE 2nd Ave., Suite 4500
Miami, Florida 33131
Telephone: (212) 547-5768
Facsimile: (305) 347-6500

By: /s/ Nathan Bull
Nathan Bull (Fla. Bar No. 1029523)
nbull@mwe.com

McDERMOTT WILL & EMERY LLP

Jason D. Strabo (*pro hac vice*)
jstrabo@mwe.com
Ellie Hourizadeh (*pro hac vice*)
ehourizadeh@mwe.com
2049 Century Park East, Suite 3200
Los Angeles, CA 90067
Telephone: (310) 788-4125
Facsimile: (310) 277-4730

McDERMOTT WILL & EMERY LLP

Sarah P. Hogarth (*pro hac vice*)
shogarth@mwe.com
500 North Capitol Street NW
Washington, DC 20001
Telephone: (202) 756-8354
Facsimile: (202) 756-8087

Attorneys for Defendant Stephen Curry

**MARCUS NEIMAN RASHBAUM
& PINEIRO LLP**

100 Southeast Third Avenue, Suite 805
Fort Lauderdale, Florida 33394
Tel: (954) 462-1200

2 South Biscayne Blvd., Suite 2530
Miami, Florida 33131
Tel: (305)-400-4260

By: /s/ Jeffrey Neiman
Jeffrey Neiman
Fla Bar. No. 544469
jneiman@mnrlawfirm.com
Jeffrey Marcus
Fla. Bar No. 310890
jmarcus@mnrlawfirm.com
Michael Pineiro
Fla. Bar No. 041897
mpineiro@mnrlawfirm.com
Brandon Floch
Fla. Bar No. 125218
bfloch@mnrlawfirm.com

BERK BRETTLER LLP

9119 Sunset Boulevard

West Hollywood, CA 90069

Tel.: (310) 278-2111

Andrew B. Brettler (*pro hac vice*)

abrettler@berkbrettler.com

*Attorneys for Defendant Kevin O'Leary and
Solomid Corporation d/b/a Team Solomid, TSM
and/or TSM FTX*